IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.23572 of 2002

Between:

Bahujana S.C. S.T. Badili Parishudya Panivarala Seva Samskhema Sangham,
Ongole, rep. by its President R. Anjaneyulu,
Ongole, Prakasam Dist.,

..... PETITIONER

AND

1 The Govt. of A.P., rep. by its Principal Secretary,
Municipal Administration and Urban Development, Secretariat

Building, Hyderabad.
2 The Commissioner and Director, Municipal Administration,
Govt. of A.P., Hyderabad.
3 The Municipal Commissioner,
Ongole Municipality, Ongole,
Prakasam Dist.,

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ of Mandamus, or any other appropriate writ, order, or direction declaring the action of the 3rd respondent in not issuing tender schedules to the petitioner society pursuant to the Tender Notice issued by the 3rd respondent in Rc.No.13043/2002-F2 dt.21.11.2002 by insisting the petitioner society to pay Earnest Money Deposit to the above said work as illegal, arbitrary and contrary to G.O.Rt.NO. 581 MA dt. 6.11.1996 and G.O.RT.NO. 269 MA dt.7.4.1998 issued by the 1st respondent and consequently direct the 3rd respondent to issue tender schedules to the petitioner society pursuant to the tender notice issued in Rc.No.13043./2002-F2 dt. 21.11.2002 without insisting that the petitioner should deposit E.M.D. for submitting tender schedules and receive the sealed tenders from the petitioner society and consider the tenders on merits.

Counsel for the Petitioner: MR.M.SUBBA REDDY

Counsel for the Respondent Nos.1 and 2: GP FOR MUNCIPAL ADMN. & URBAN DEV.

Counsel for Respondent No.3: Sri D. Srinivas

The Court made the following:

ORDER:

Learned counsel for the petitioner submits that the cause in the writ petition does not survive and it has become infructuous.

Recording the said submission, the writ petition is dismissed as having become infructuous. No costs.

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N.V. RAMANA, J.

Date: 01.07.2005

Nsr

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Principal Secretary,
Municipal Administration and Urban Development, Govt. of

A.P., Secretariat Building, Hyderabad.

2 The Commissioner and Director, Municipal Administration,
Govt. of A.P., Hyderabad.

3 The Municipal Commissioner,
Ongole Municipality, Ongole,
Prakasam Dist.,

4 Two CCs to GP for Municipal Administration and Urban Development,

High Court Buildings, Hyderabad (OUT)

5 2 CD copies